

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
WESTERN DIVISION**

**EDDIE NELSON RUIZ**

**PLAINTIFF**

**VS.**

**CIVIL ACTION NO. 5:08cv267-DCB-MTP**

**CONSTANCE REESE, ET AL.**

**DEFENDANTS**

**ORDER OF DISMISSAL**

This cause having come before the court on the Plaintiff's Motion for Voluntary Dismissal [26]. The Defendants having no objection to the motion,<sup>1</sup> the court finds that the motion should be granted.

IT IS, THEREFORE, ORDERED AND ADJUDGED:

That this action is DISMISSED without prejudice. Any pending motions, including Plaintiff's Motion to Request a Restraining Order [8] and Defendants' Motion to Dismiss [23], are denied as moot.

THIS, the 20th day of January, 2009.



\_\_\_\_\_  
United States Magistrate Judge

---

<sup>1</sup>See Notice [27].